

1 Dated this 24 day of February, 2022.

2 WENDOT LAW GROUP, LTD.

3
4 /s/ Yao Wen
5 Yao (Kelvin) Wen, Esq. Nevada
6 Bar No. 14299
7 702-520-8888
8 411 E. Bonneville Ave. #150 Las
9 Vegas, NV 89101
ywen@wendotlaw.com

10 MEMORANDUM OF POINTS AND AUTHORITIES

11 Yao Wen entered an appearance on behalf of Defendant on or about Sep 15, 2020,
12 among other things; seek to answer the complaint filed by the opposing counsel.

13 During the representation, Defendant has substantial disagreement with the Counsel.

14
15 Further representation would result in an unreasonable financial burden on both Counsel
16 and Defendant. The representation has also been rendered substantially difficult. Furthermore,
17 Defendant insists upon taking action that the lawyer considers unreasonable or with which the
18 lawyer has fundamental disagreement, therefore making the immediate request to withdraw.

19
20 Additionally, the opposing counsel in this case will receive notice of this Motion to
21 Withdraw via the CM/ECF system, pursuant to the certificate of service attached herein.

22 Additionally, Local Rule IA 11-6 (e) provides that "no withdrawal... shall be approved if
23 delay of discovery, the trial or any hearing in the case would result." Here, no delay of any kind
24 will result from Mr. Wen's' withdrawal because Defendant expressed he will be represented by
25 his new counsel. Opposing counsel should have open channel to discuss with Defendant and his
26 new counsel. Mr. Wen's withdrawal will not prejudice either party or delay any proceeding in
27 this matter.

CONCLUSION

For the reasons set forth above, Mr. Wen respectfully moves this Court enter an Order approving the withdrawal of Mr. Wen as a representing attorney for Defendants in the instant matter.

Dated this 24 of February, 2022.

WENDOT LAW GROUP, LTD.

/s/ Yao Wen
Yao (Kelvin) Wen, Esq. Nevada
Bar No. 14299
702-520-8888
411 E. Bonneville Ave. #150 Las
Vegas, NV 89101
ywen@wendotlaw.com

ORDER

IT IS ORDERED that ECF No. 14 is GRANTED subject to the orders that follow.

IT IS FURTHER ORDERED that Mr. Wen must file a notice of both Defendants' last known addresses by 3/7/2022 so the Court may update its docket.

IT IS FURTHER ORDERED that Mr. Wen must serve a copy of this order on each Defendant and must file a notice with the Court by 3/7/2022 demonstrating that he served this order on Defendants.

IT IS FURTHER ORDERED that Defendant USA Good Travel and Tour Inc. must retain counsel and have counsel file an appearance in this case by 3/28/2022. *See In re Am. W. Airlines*, 40 F.3d 1058, 1059 (9th Cir. 1994) (stating that “[c]orporations and other unincorporated associations must appear in court through an attorney.”).

IT IS SO ORDERED

DATED: 9:50 am, March 02, 2022



BRENDA WEKSLER
UNITED STATES MAGISTRATE JUDGE

WENDOT LAW GROUP, LTD.
Yao (Kelvin) Wen, Esq.
Nevada Bar No. 14299
702-520-8888
411 E. Bonneville Ave. #150
Las Vegas, NV 89101
ywen@wendotlaw.com

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ZIHENG XING)	Case No. 2:20-cv-01593-JCM-BNW
)	
Plaintiff,)	
v.)	
USA GOOD TRAVEL AND TOUR INC,et al.)	DECLARATION OF YAO
)	WEN,ESQ. IN SUPPORT OF
)	MOTION TO WITHDRAW AS
Defendants.)	COUNSEL OF RECORD

I, Yao Wen, declare, under penalty of perjury, that the following is true and correct:

1. I am an attorney-at-law admitted to practice in all courts of the State of Nevada. I have personal knowledge of the facts set forth below and I believe them to be true. I am over eighteen years old and I am competent to testify to the matters set forth herein.

2. I represented Defendants, in the above-referenced matter from the Sep 15, 2020 until my withdraw on Feb 24, 2022.

3. Defendant has been repeated advised of his obligations and substantial disagreement result in Mr. Yao Wen withdrawing as counsel of record.

1
2
3 4. Defendant insists upon taking action that the lawyer considers unreasonable or
4 with which the lawyer has fundamental disagreement, therefore making the immediate request
5 to withdraw.
6

7 Dated this 24 of February, 2022.
8

9 WENDOT LAW GROUP, LTD.

10 /s/ Yao Wen
11 Yao (Kelvin) Wen, Esq. Nevada
12 Bar No. 14299
13 702-520-8888
14 411 E. Bonneville Ave. #150 Las
15 Vegas, NV 89101
16 ywen@wendotlaw.com

17 **CERTIFICATE OF SERVICE**

18 Pursuant to Federal Rule of Civil Procedure 5(b), I hereby certify that on this 24 day of
19 February, 2022, I caused the **MOTION AND PROPOSED ORDER TO WITHDRAW AS**
20 **COUNSEL OF RECORD** and the **DECLARATION OF YAO WEN, ESQ. IN SUPPORT**
21 **OF MOTION TO WITHDRAW AS COUNSEL OF RECORD** to be served by the Court's
22 CM/ECF system.

23 WENDOT LAW GROUP, LTD.

24 /s/ Yao Wen
25 Yao (Kelvin) Wen, Esq. Nevada
26 Bar No. 14299
27 702-520-8888
28 411 E. Bonneville Ave. #150 Las
Vegas, NV 89101
ywen@wendotlaw.com